

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

Pro Se 7 (Rev. 12/16) Complaint for Employment Discrimination

## UNITED STATES DISTRICT COURT

for the

SOUTHERN District of GAAugusta Division

2019 FEB 13 PM 4:56

CLERK J. Hodge  
SO. DIST. OF GA.

Case No.

CV119-0022

(to be filled in by the Clerk's Office)

Tipton D. Sholes M.D

Plaintiff(s)

(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

-v-

Jury Trial: (check one)

☒ Yes ☐ NoT.S☒ JURY ☐ NO JURYMCCLAU/AUM/Anesthesia Residency/University of Georgia System  
Boone County

Defendant(s)

(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)

## COMPLAINT FOR EMPLOYMENT DISCRIMINATION

## I. The Parties to This Complaint

## A. The Plaintiff(s)

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name

Tipton D. Sholes

Street Address

234 EAST Vineland Rd.

City and County

AUGUSTA, Richmond

State and Zip Code

30904

Telephone Number

770 540-9638

E-mail Address

Tsholes43@gmail.com

## B. The Defendant(s)

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

## Pro Se 7 (Rev. 12/16) Complaint for Employment Discrimination

## Defendant No. 1

Name

ANESTHESIA Department CC,  
MARY ARTHUR / STEFFEN MEIER (Chairman)

Job or Title (if known)

Program Director - MCG - Anesthesia Residents

Street Address

1120 15th Street

City and County

Augusta, Richmond

State and Zip Code

GA 30912

Telephone Number

-

E-mail Address (if known)

-

## Defendant No. 2

Name *Contact*Augusta University / Medical College GA  
GLENN POWELL

Job or Title (if known)

Director Office Employment Equity

Street Address

SAME

City and County

State and Zip Code

Telephone Number

E-mail Address (if known)

X

## Defendant No. 3

Name

Medical College GA - Graduate Medical Education  
WALTER MOORE

Job or Title (if known)

Associate Dean Medical College / DIOACME

Street Address

SAME

City and County

State and Zip Code

Telephone Number

E-mail Address (if known)

## Defendant No. 4

Name

University System of GA - Board of Regents  
Above Contacts

Job or Title (if known)

Street Address

City and County

State and Zip Code

Telephone Number

E-mail Address (if known)

**C. Place of Employment**

The address at which I sought employment or was employed by the defendant(s) is

Name	<u>Augusta University Health</u>
Street Address	<u>1120 15th Street</u>
City and County	<u>Augusta, Richmond</u>
State and Zip Code	<u>GA 30912</u>
Telephone Number	<u></u>

**II. Basis for Jurisdiction**

This action is brought for discrimination in employment pursuant to (check all that apply):



Title VII of the Civil Rights Act of 1964, as codified, 42 U.S.C. §§ 2000e to 2000e-17 (race, color, gender, religion, national origin).

*(Note: In order to bring suit in federal district court under Title VII, you must first obtain a Notice of Right to Sue letter from the Equal Employment Opportunity Commission.)*



Age Discrimination in Employment Act of 1967, as codified, 29 U.S.C. §§ 621 to 634.

*(Note: In order to bring suit in federal district court under the Age Discrimination in Employment Act, you must first file a charge with the Equal Employment Opportunity Commission.)*



Americans with Disabilities Act of 1990, as codified, 42 U.S.C. §§ 12112 to 12117.

*(Note: In order to bring suit in federal district court under the Americans with Disabilities Act, you must first obtain a Notice of Right to Sue letter from the Equal Employment Opportunity Commission.)*



Other federal law (specify the federal law):



Relevant state law (specify, if known):



Relevant city or county law (specify, if known):

*6 Complaint Fee*

**III. Statement of Claim**

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

A. The discriminatory conduct of which I complain in this action includes (check all that apply):

- ☒ Failure to hire me.  
☒ Termination of my employment.  
☒ Failure to promote me.  
☒ Failure to accommodate my disability.  
☒ Unequal terms and conditions of my employment.  
☒ Retaliation.  
☐ Other acts (specify): \_\_\_\_\_

(Note: Only those grounds raised in the charge filed with the Equal Employment Opportunity Commission can be considered by the federal district court under the federal employment discrimination statutes.)

B. It is my best recollection that the alleged discriminatory acts occurred on date(s)

MARCH 2016 THROUGH OCT 31 2018 ~~debated~~ OCCURRED AT REGULAR INTERVALS

C. I believe that defendant(s) (check one):

- ☐ is/are still committing these acts against me.  
☒ is/are not still committing these acts against me.

D. Defendant(s) discriminated against me based on my (check all that apply and explain):

- ☐ race \_\_\_\_\_  
☐ color \_\_\_\_\_  
☐ gender/sex \_\_\_\_\_  
☐ religion \_\_\_\_\_  
☒ national origin BOS. UNKNOWN THROUGH NOV 2016  
☐ age (year of birth) \_\_\_\_\_ (only when asserting a claim of age discrimination.)  
☒ disability or perceived disability (specify disability) MARCOPOSY WITHOUT CATAPLEXY  
NOV 2016 to OCT 31 2018

E. The facts of my case are as follows. Attach additional pages if needed.

*(Note: As additional support for the facts of your claim, you may attach to this complaint a copy of your charge filed with the Equal Employment Opportunity Commission, or the charge filed with the relevant state or city human rights division.)*

#### IV. Exhaustion of Federal Administrative Remedies

- A. It is my best recollection that I filed a charge with the Equal Employment Opportunity Commission or my Equal Employment Opportunity counselor regarding the defendant's alleged discriminatory conduct on (date)

*October 31, 2018*

- B. The Equal Employment Opportunity Commission (check one):

☐

has not issued a Notice of Right to Sue letter.

☒

issued a Notice of Right to Sue letter, which I received on (date) *NOV 16 2018*.

*(Note: Attach a copy of the Notice of Right to Sue letter from the Equal Employment Opportunity Commission to this complaint.)*

- C. Only litigants alleging age discrimination must answer this question.

Since filing my charge of age discrimination with the Equal Employment Opportunity Commission regarding the defendant's alleged discriminatory conduct (check one):

☐

60 days or more have elapsed.

☐

less than 60 days have elapsed.

#### V. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

*- See Attached, 1-4 Pgs 4-5*

*- ~~Reason~~*

*Requesting Attorney/Expert Assistance Request  
to  
Aren2/leave open*

**VI. Certification and Closing**

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.


**A. For Parties Without an Attorney**

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: 2.13.2019

Signature of Plaintiff

Printed Name of Plaintiff

  
Tipton D. Stokes

**B. For Attorneys**

Date of signing: \_\_\_\_\_

Signature of Attorney

Printed Name of Attorney

Bar Number

Name of Law Firm

Street Address

State and Zip Code

Telephone Number

E-mail Address

\_\_\_\_\_  
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